

~~TEMPORARY~~

No. 66967-T

**AMENDED
TEMPORARY**

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 30 2000
Returned to applicant for correction JAN 18 2001
Corrected application filed FEB 15 2001
Map filed MAR 31 2000 under 65973

The applicant **John S. Peter and Teri L. Peter**, hereby make application for permission to change the **point of diversion, place of use, and manner of use of a portion**, of water heretofore appropriated under **Permit 36579 Certificate 10654**

1. The source of water is **underground**
2. The amount of water to be changed **.007 cfs (3.125 gpm)**
3. The water to be used for **stockwatering 150 head of cattle**
4. The water heretofore permitted for **irrigation and domestic**
5. The water is to be diverted at the following point **within the NE¼ SE¼ of Section 3, T.46N., R.30E., MDB&M or at a point from which the NE corner of said Section 3 bears N 11° 30' E a distance of 3190.0 feet**
6. The existing permitted point of diversion is located within **the SW¼ NW¼ of Section 22, T.47N., R.30E., MDB&M at a point from which the W¼ corner of said Section 22 bears S 87° 49' 15" W a distance of 1350.82 feet**
7. Proposed place of use **NE¼ SE¼ of Section 3, T.46N., R.30E., MDB&M**
8. Existing place of use **1.26 acres in the SW¼ NW¼ of Section 22, T.47N., R.30E., MDB&M**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **drilled well and pipeline to troughs**
12. Estimated cost of works **in excess of \$6,000**
13. Estimated time required to construct works **3 months**
14. Estimated time required to complete the application of water to beneficial use **1 year**

15. Remarks: Permittees have agreed to allow this portion of Permit 36579 Certificate 10654 to be temporarily changed on that Denny Land & Cattle Co., LLC can drill the well filed under Application 65973 that was protested by the BLM. See Proof of Beneficial Use map filed in support of Permit 36579 for the existing point of diversion and place of use. See map filed in support of Application 65973 for the proposed point of diversion and place of use.

Desert Mountain Surveying as agent
By John H. Milton III, PLS, SWRS
s/John H. Milton
146 West Second Street
Winnemucca, NV 89445

Compared my/cm f dl/bk

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 36579 is issued subject to the terms and conditions imposed in said Permit 36579 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This temporary permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this temporary permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on **March 27, 2002** at which time all rights herein granted shall revert to the right being changed by this temporary permit.

(CONTINUED ON PAGE 3)

66967-T

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0047 cubic feet per second, or sufficient to water 150 head of cattle

Work must be prosecuted with reasonable diligence and be completed on or before:

Proof of completion of work shall be filed before:

Water must be placed to beneficial use on or before:

Proof of the application of water to beneficial use shall be filed on or before:

Map in support of proof of beneficial use shall be filed on or before:

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 28th day of, March A.D. 2001


State Engineer

EXPIRED
DATE MAR 27 2002